

## **EXHIBIT A**

**COURT OF COMMON PLEAS  
CIVIL DIVISION  
RICHLAND COUNTY OHIO**

RICHLAND COUNTY  
CLERK OF COURTS  
FILED

2020 AUG 27 A 11:52

LINDA H. FRARY  
CLERK OF COURTS

**DASHON TAYLOR**  
492 S. James Road  
Columbus, OH 43123

vs.

**DAVID W. MANGENI**  
15 Church Street  
Mansfield, MA 02048

and

**FEDEX GROUND PACKAGE  
SYSTEM, INC.**  
*Serve:* CT Corporation System  
4400 Easton Commons Way  
Suite 125  
Columbus, OH 43219

and

**STEPHANIE MCCLOUD**  
**ADMINISTRATOR OF THE OHIO**  
**BUREAU OF WORKERS'**  
**COMPENSATION**  
30 W. Spring Street  
Columbus, Ohio 43215

Defendants

Case #: 20CV428

Judge:

NAUMOFF

COMPLAINT

I, Linda H. Frary, Clerk of Courts  
Richland County, Ohio, hereby certify that  
the foregoing is a true and correct copy of the

COMPLAINT

filed with me

8-27-20

Steele

Deputy Clerk of Courts

FOR HER COMPLAINT, Plaintiff Dashon Taylor states:

**OVERVIEW**

This civil action arises from September 19, 2018 clear liability collision in which a FedEx Ground Package System Inc. ("FedEx") truck being operated by David W. Mangeni negligently failed to use caution before changing lanes and crashed into a vehicle driven by Plaintiff Dashon Taylor causing her to sustain multiple injuries.

**FIRST CAUSE OF ACTION**

*Negligence of David W. Mangeni*

1. On or about September 19, 2018, Plaintiff Dashon Taylor was operating a motor vehicle on Interstate 71 northbound near milepost 175 in Richland County, Ohio.
2. On or about September 19, 2018, Defendant David W. Mangeni was operating a truck owned by his employer and/or operated on behalf of his employer, FedEx, on Interstate 71 northbound near milepost 175 in Richland County, Ohio.
3. On or about September 19, 2018, Defendant David W. Mangeni carelessly and without due regard for the safety of others negligently failed to change lanes in a safe manner causing a collision between the truck he was driving and the Plaintiff Dashon Taylor's vehicle.
4. As a direct and proximate result of Defendant David W. Mangeni's negligence, Plaintiff Dashon Taylor has incurred temporary and permanent injuries; has endured great pain and suffering of both mind and body and will continue to endure such pain and suffering in the future; has incurred medical expenses and will continue to incur medical expenses in the future; has incurred lost wages in an undetermined amount and will continue to incur lost wages in the future; and has suffered damages for the lost enjoyment of life and will suffer damages for the lost enjoyment of life in the future.

**SECOND CAUSE OF ACTION**

*Statutory Violations of David W. Mangeni*

5. All allegations and causes of action above are incorporated into this cause of action by reference.

6. Defendant David W. Mangeni violated state statutes and regulations, including but not limited to ORC § 4511.33.

7. Defendant David W. Mangeni's statutory violations directly and proximately caused Plaintiff's damages and injuries.

8. Defendant David W. Mangeni is negligent *per se* based on these statutory violations.

**THIRD CAUSE OF ACTION**  
*Vicarious Liability of Defendant FedEx*

9. All allegations and causes of action above are incorporated into this cause of action by reference.

10. At all relevant times, Defendant David W. Mangeni was the employee, agent, servant, or independent contractor for Defendant FedEx. Accordingly, Defendant FedEx is vicariously liable for the acts of Defendant David W. Mangeni described in the causes of action above.

**FOURTH CAUSE OF ACTION**  
*Negligence of Defendant FedEx*

11. All allegations and causes of action above are incorporated into this cause of action by reference.

12. Defendant FedEx had a duty to act reasonably in hiring, instructing, training, supervising and retaining its drivers and other employees and agents, including Defendant David W. Mangeni, and to promulgate and enforce policies, procedures, and rules to ensure that its drivers and vehicles were reasonably safe.

13. Defendant FedEx had a duty to exercise reasonable care in entrusting its vehicles and equipment to responsible, competent and qualified drivers.

14. Defendant FedEx failed in the above-mentioned duties and was therefore negligent.

15. Defendant FedEx's negligence was the direct and proximate cause of Plaintiff Dashon Taylor's injuries and the damages described in this Complaint.

#### **FIFTH CAUSE OF ACTION**

16. All allegations and causes of action above are incorporated into this cause of action by reference.

17. Upon information and belief, Defendant Ohio Bureau of Workers' Compensation has paid certain expenses incurred by Plaintiff Dashon Taylor as a result of the negligence of Defendants David W. Mangeni and FedEx.

18. Defendant Ohio Bureau of Workers' Compensation may claim a subrogated interest in the proceeds of this litigation.

19. Plaintiff states that Defendant Ohio Bureau of Workers' Compensation may set forth its interest, if any, herein or forever be barred.

**WHEREFORE**, Plaintiff respectfully requests judgment in her favor and against all Defendants David W. Mangeni and FedEx in an amount that is just and fair and in excess of Twenty-five thousand dollars (\$25,000.00) (exclusive of costs and interest), in addition to any other relief that this Honorable Court deems just under the circumstances. In addition, Plaintiff

requests that Defendant Ohio Bureau of Workers' Compensation set forth their subrogated claim and/or right of reimbursement or forever be barred.

Respectfully Submitted,  
O'CONNOR, ACCIANI & LEVY LPA

A handwritten signature in black ink, appearing to read "Anna Christine", is written over a horizontal line.

Anna Christine – 0087416

Andrew Trice - 0088521

Attorney for Plaintiff

10 West Broad St. Suite 1170

Columbus, OH 43215

Phone: 614-545-7220

Fax: 888-225-1065

Email: [ac@oal-law.com](mailto:ac@oal-law.com)

Email: [ajt@oal-law.com](mailto:ajt@oal-law.com)



**Service of Process  
Transmittal**

09/11/2020

CT Log Number 538229847

**TO:** Matthew Endlish  
Fedex Ground Package System, Inc.  
1000 FED EX DR  
MOON TOWNSHIP, PA 15108-9373

**RE:** **Process Served in Ohio**

**FOR:** FedEx Ground Package System, Inc. (Domestic State: DE)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** DASHON TAYLOR, Pltf. vs. DAVID W. MANGENI, et al., Dfts. // To: FEDEX GROUND PACKAGE SYSTEM INC  
*Name discrepancy noted.*

**DOCUMENT(S) SERVED:** Order

**COURT/AGENCY:** Richland County Court of Common Pleas, OH  
Case # 2020CV0428

**NATURE OF ACTION:** Personal Injury - Vehicle Collision - Scheduling Order is here by served

**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Columbus, OH

**DATE AND HOUR OF SERVICE:** By Regular Mail on 09/11/2020 postmarked on 09/08/2020

**JURISDICTION SERVED :** Ohio

**APPEARANCE OR ANSWER DUE:** 11/16/2020 at 11:00 a.m. (Document(s) may contain additional answer dates)

**ATTORNEY(S) / SENDER(S):** Anna Christine  
O'CONNOR, ACCIANI & LEVY LPA  
10 West Broad St. Suite 1170  
Columbus, OH 43215  
614-545-7220

**ACTION ITEMS:** CT has retained the current log, Retain Date: 09/11/2020, Expected Purge Date: 09/16/2020  
  
Image SOP  
  
Email Notification, Matthew Endlish matthew.endlish@fedex.com  
  
Email Notification, Lisa Santucci lisa.santucci@fedex.com

**SIGNED:** C T Corporation System  
**ADDRESS:** 1999 Bryan St Ste 900  
Dallas, TX 75201-3140

**For Questions:** 877-564-7529  
MajorAccountTeam2@wolterskluwer.com



**Service of Process  
Transmittal**

09/11/2020

CT Log Number 538229847

**TO:** Matthew Endlish  
Fedex Ground Package System, Inc.  
1000 FED EX DR  
MOON TOWNSHIP, PA 15108-9373

**RE: Process Served in Ohio**

**FOR:** FedEx Ground Package System, Inc. (Domestic State: DE)

**DOCKET HISTORY:**

<b>DOCUMENT(S) SERVED:</b>	<b>DATE AND HOUR OF SERVICE:</b>	<b>TO:</b>	<b>CT LOG NUMBER:</b>
Summons, Complaint	By Certified Mail on 09/04/2020 postmarked on 08/31/2020	Matthew Endlish Fedex Ground Package System, Inc.	538199776



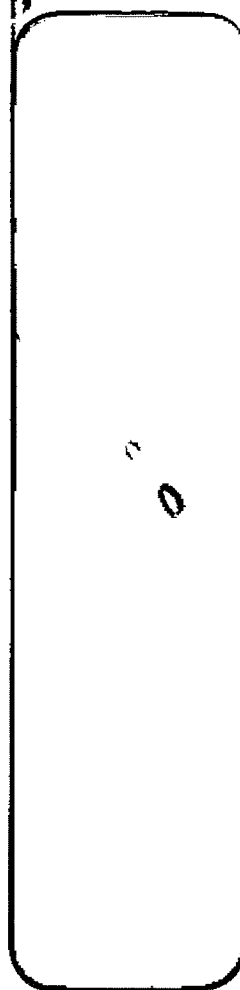
RICHLAND COUNTY COURT OF COMMON PLEAS  
GENERAL DIVISION  
50 PARK AVENUE EAST  
MANSFIELD, OHIO 44902

RETURN SERVICE REQUESTED

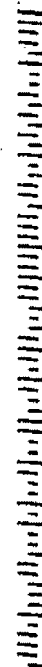
neopost<sup>®</sup> FIRST-CLASS MAIL  
09/08/2020  
**USIPOSTAGE \$000.50<sup>0</sup>**



ZIP 44903  
041M12251820



4321936223 C015



IN THE COMMON PLEAS COURT  
RICHLAND COUNTY, OHIO

Case No. 2020 CV 0428 R

DASHON TAYLOR

Plaintiff

DAVID W MANGENI

Defendant

**SEND TO:**

FEDEX GROUND PACKAGE SYSTEM INC  
C/O CT CORPORTATION SYSTEM  
4400 EASTON COMMONS WAY  
SUITE 125  
COLUMUBS, OH 43219  
2020 CV 0428

ANNA CHRISTINE  
O'CONNOR ACCIANI & LEVY LPA  
10 WEST BROAD STREET  
COLUMBUS, OH 43215  
(614)-545-7220

()--

**SCHEDULING ORDER**

An INITIAL SCHEDULING CONFERENCE in the above case is ORDERED:

Date: 11/16/2020

Time: 11:00 am

Place: 50 PARK AVE. EAST  
MANSFIELD, OH 44902

Courtroom: COURTROOM 3  
Phone 419-774-5570

**NOTICE: YOU STILL MUST ANSWER THE COMPLAINT, WITHIN 28 DAYS AFTER IT WAS SERVED ON YOU, TO AVOID DEFAULT JUDGMENT AGAINST YOU.**

This scheduling conference will be conducted by the **MAGISTRATE ANDREA J CLARK** and may be held by telephone upon the condition that opposing counsel are notified and given the opportunity to appear by phone as well. The requesting party shall conference in all parties appearing by phone and then conference in the Court. The Court does not require notice of the intent to appear by phone. The scheduling conference will identify issues for trial and establish a schedule for disposition of the case. Counsel (not secretaries or paralegals) shall be prepared to discuss issues in the case, discovery yet to be completed and the time needed for discovery, pending or anticipated motions, settlement proposals, time required for trial and trial dates. Attorneys will bring their calendars to the conference to facilitate scheduling.

IF THERE ARE ANY DEFENDANTS WHO HAVE NOT YET ENTERED AN APPEARANCE, PLAINTIFF'S COUNSEL SHALL ASSURE THEY ARE SERVED WITH A COPY OF THIS SCHEDULING ORDER WHEN THEY APPEAR.  
**SO ORDERED.**

**JUDGE PHILLIP S NAUMOFF**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served according to local rules and sent by ☐ Regular Mail, ☐ Hand-delivered to parties, ☐ Placed in counsel's box in Clerk's Office on September 3, 2020, to the following:

cc:

DAVID W MANGENI  
BUREAU OF WORKERS COMPENSATION  
ANDREW TRICE

ANNA CHRISTINE

MO

COURT OF COMMON PLEAS  
CIVIL DIVISION  
RICHLAND COUNTY OHIO

RICHLAND COUNTY  
CLERK OF COURTS  
FILED

2020 SEP 21 P 1:37

LINDA H. FRARY  
CLERK OF COURTS

**DASHON TAYLOR**  
492 S. James Road  
Columbus, OH 43123

vs.

**DAVID W. MANGENI**  
284 Ware Street  
Mansfield, MA 02048

and

**FEDEX GROUND PACKAGE  
SYSTEM, INC.**

Serve: CT Corporation System  
4400 Easton Commons Way  
Suite 125  
Columbus, OH 43219

and

**DNM EXPRESS, INC.**

Serve:  
Erina Dallvo  
1700 Dorchester Ave  
Dorchester, MA 02122

and

**STEPHANIE MCCLOUD  
ADMINISTRATOR OF THE OHIO  
BUREAU OF WORKERS'  
COMPENSATION**

30 W. Spring Street  
Columbus, Ohio 43215

Defendants

Case #: 20CV428

Judge: Naumoff

**AMENDED COMPLAINT**

FOR HER COMPLAINT, Plaintiff Dashon Taylor states:

### **OVERVIEW**

This civil action arises from September 19, 2018 clear liability collision in which a FedEx Ground Package System Inc. ("FedEx") and/or a DNM Express, Inc. truck being operated by David W. Mangeni negligently failed to use caution before changing lanes and crashed into a vehicle driven by Plaintiff Dashon Taylor causing her to sustain multiple injuries.

### **FIRST CAUSE OF ACTION**

#### *Negligence of David W. Mangeni*

1. On or about September 19, 2018, Plaintiff Dashon Taylor was operating a motor vehicle on Interstate 71 northbound near milepost 175 in Richland County, Ohio.
2. On or about September 19, 2018, Defendant David W. Mangeni was operating a truck owned by his employer and/or operated on behalf of his employer, FedEx and/or DNM Express, Inc., on Interstate 71 northbound near milepost 175 in Richland County, Ohio.
3. On or about September 19, 2018, Defendant David W. Mangeni carelessly and without due regard for the safety of others negligently failed to change lanes in a safe manner causing a collision between the truck he was driving and the Plaintiff Dashon Taylor's vehicle.
4. As a direct and proximate result of Defendant David W. Mangeni's negligence, Plaintiff Dashon Taylor has incurred temporary and permanent injuries; has endured great pain and suffering of both mind and body and will continue to endure such pain and suffering in the future; has incurred medical expenses and will continue to incur medical expenses in the future; has incurred lost wages in an undetermined amount and will continue to incur lost wages in the future; and has suffered

damages for the lost enjoyment of life and will suffer damages for the lost enjoyment of life in the future.

**SECOND CAUSE OF ACTION**  
*Statutory Violations of David W. Mangeni*

5. All allegations and causes of action above are incorporated into this cause of action by reference.
6. Defendant David W. Mangeni violated state statutes and regulations, including but not limited to ORC § 4511.33.
7. Defendant David W. Mangeni's statutory violations directly and proximately caused Plaintiff's damages and injuries.
8. Defendant David W. Mangeni is negligent *per se* based on these statutory violations.

**THIRD CAUSE OF ACTION**  
*Vicarious Liability of Defendant FedEx*

9. All allegations and causes of action above are incorporated into this cause of action by reference.
10. At all relevant times, Defendant David W. Mangeni was the employee, agent, servant, or independent contractor for Defendant FedEx. Accordingly, Defendant FedEx is vicariously liable for the acts of Defendant David W. Mangeni described in the causes of action above.

**FOURTH CAUSE OF ACTION**  
*Negligence of Defendant FedEx*

11. All allegations and causes of action above are incorporated into this cause of action by reference.

12. Defendant FedEx had a duty to act reasonably in hiring, instructing, training, supervising and retaining its drivers and other employees and agents, including Defendant David W. Mangeni, and to promulgate and enforce policies, procedures, and rules to ensure that its drivers and vehicles were reasonably safe.

13. Defendant FedEx had a duty to exercise reasonable care in entrusting its vehicles and equipment to responsible, competent and qualified drivers.

14. Defendant FedEx failed in the above-mentioned duties and was therefore negligent.

15. Defendant FedEx's negligence was the direct and proximate cause of Plaintiff Dashon Taylor's injuries and the damages described in this Complaint.

#### **FIFTH CAUSE OF ACTION**

##### *Vicarious Liability of Defendant DNM Express, Inc.*

16. All allegations and causes of action above are incorporated into this cause of action by reference.

17. At all relevant times, Defendant David W. Mangeni was the employee, agent, servant, or independent contractor for Defendant DNM Express, Inc. Accordingly, Defendant DNM Express, Inc. is vicariously liable for the acts of Defendant David W. Mangeni described in the causes of action above.

#### **SIXTH CAUSE OF ACTION**

##### *Negligence of Defendant DNM Express*

18. All allegations and causes of action above are incorporated into this cause of action by reference.

19. Defendant DNM Express, Inc. had a duty to act reasonably in hiring, instructing, training, supervising and retaining its drivers and other employees and agents, including Defendant David W. Mangeni, and to promulgate and enforce policies, procedures, and rules to ensure that its drivers and vehicles were reasonably safe.

20. Defendant DNM Express, Inc. had a duty to exercise reasonable care in entrusting its vehicles and equipment to responsible, competent and qualified drivers.

21. Defendant DNM Express, Inc. failed in the above-mentioned duties and was therefore negligent.

22. Defendant DNM Express, Inc.'s negligence was the direct and proximate cause of Plaintiff Dashon Taylor's injuries and the damages described in this Complaint.

#### **SEVENTH CAUSE OF ACTION**

23. All allegations and causes of action above are incorporated into this cause of action by reference.

24. Upon information and belief, Defendant Ohio Bureau of Workers' Compensation has paid certain expenses incurred by Plaintiff Dashon Taylor as a result of the negligence of Defendants David W. Mangeni and FedEx.

25. Defendant Ohio Bureau of Workers' Compensation may claim a subrogated interest in the proceeds of this litigation.

26. Plaintiff states that Defendant Ohio Bureau of Workers' Compensation may set forth its interest, if any, herein or forever be barred.

**WHEREFORE**, Plaintiff respectfully requests judgment in her favor and against all Defendants David W. Mangeni, FedEx and DNM Express Inc. in an amount that is just and fair and in excess of Twenty-five thousand dollars (\$25,000.00) (exclusive of costs and interest), in addition to any other relief that this Honorable Court deems just under the circumstances. In addition, Plaintiff requests that Defendant Ohio Bureau of Workers' Compensation set forth their subrogated claim and/or right of reimbursement or forever be barred.

Respectfully Submitted,  
O'CONNOR, ACCIANI & LEVY LPA



---

Anna Christine – 0087416  
Andrew Trice - 0088521  
Attorney for Plaintiff  
10 West Broad St. Suite 1170  
Columbus, OH 43215  
Phone: 614-545-7220  
Fax: 888-225-1065  
Email: ac@oal-law.com  
Email: ajt@oal-law.com



**IN THE RICHLAND COUNTY COURT OF COMMON PLEAS**

RICHLAND COUNTY  
CLERK OF COURTS  
FILED

DASHON TAYLOR  
Plaintiff,

vs.

DAVID W. MANGENI, et al.  
Defendants.

: Case No: 2020 CV 0428

: Judge: Naumoff

: ANSWER

2020 SEP 28 P 2:19

LINDA H. FRARY  
CLERK OF COURTS

**ANSWER**


Defendant, State of Ohio, Bureau of Workers' Compensation, by and through the Ohio Attorney General acting through Special Counsel duly appointed as provided in section 109.08 of the Ohio Revised Code, answers the complaint as follows:

1. The BWC admits the allegations in paragraphs 17, 18, and 19 of the complaint.
2. The BWC denies for lack of knowledge the remaining allegations of the complaint.

Wherefore, the BWC, as statutory subrogee pursuant to R.C. 4123.93 *et seq.*, requests that its liens be accorded their rightful priority. As of September 9, 2020, these liens total \$2,623.24 in medical payments, \$27,697.23 in compensation, and \$43,403.03 in future payments.

Respectfully submitted,

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**



Andrew D. Bowers (0071486)  
ANDY BOWERS & ASSOCIATES LLC  
Special Counsel for the Attorney General  
612 Park Street, Suite 300  
Columbus, Ohio 43215  
(614) 220-5330 Telephone  
(614) 220-7903 Facsimile  
abowers@andybowerslaw.com

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and accurate copy of the foregoing was served on the 15th day of September 2020, via electronic and/or U.S. regular mail upon the following:

Anna Christine  
Andrew Trice  
10 West Broad Street, Suite 1170  
Columbus, Ohio 43215  
ac@oal-law.com  
*Attorney for Plaintiff Dashon Taylor*

David W. Mangeni  
284 Ware Street  
Mansfield, Massachusetts 02048  
*Defendant*

FedEx Ground Package System  
CT Corporation System  
4400 Easton Commons Way, Suite 125  
Columbus, Ohio 43219  
*Defendant*



---

Andrew D. Bowers (0071486)

**IN THE RICHLAND COUNTY COURT OF COMMON PLEAS**

RICHLAND COUNTY  
CLERK OF COURTS  
FILED

DASHON TAYLOR  
Plaintiff,

vs.

DAVID W. MANGENI, et al.  
Defendants.

: Case No: 2020 CV 0428

: Judge: Naumoff

: MOTION FOR REALIGNMENT

2020 SEP 28 P 2:2

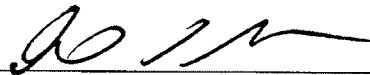
LINDA H. FRARY  
CLERK OF COURTS

**MOTION OF DEFENDANT OHIO BUREAU OF WORKERS' COMPENSATION  
FOR REALIGNMENT OF THE PARTIES**

Defendant, State of Ohio, Bureau of Workers' Compensation, by and through the Ohio Attorney General acting through Special Counsel duly appointed as provided in section 109.08 of the Ohio Revised Code, and pursuant to Rule 21 of the Ohio Rules of Civil Procedure, moves this Court for an Order realigning it as a named party plaintiff in this action. The grounds supporting this motion are set forth in the accompanying memorandum.

Respectfully submitted,

**DAVE YOST  
OHIO ATTORNEY GENERAL**



Andrew D. Bowers (0071486)  
ANDY BOWERS & ASSOCIATES LLC  
Special Counsel for the Attorney General  
612 Park Street, Suite 300  
Columbus, Ohio 43215  
(614) 220-5330 Telephone  
(614) 220-7903 Facsimile  
abowers@andybowerslaw.com

## **MEMORANDUM IN SUPPORT**

### **I. INTRODUCTION**

This lawsuit arises out of injuries sustained by Dashon Taylor, as a result of an accident allegedly caused by the actions of a named third-party tortfeasor, on or about September 19, 2018 in Richland County, Ohio. At the time of the accident, Ms. Taylor was in the course and scope of her employment. As a result of her injuries, Ms. Taylor filed a claim for workers' compensation benefits with the Ohio Bureau of Workers' Compensation ["BWC"] which was assigned Claim No. 19-163472. Presently, the BWC has paid \$2,623.24 in medical bills, and \$27,697.23 in compensation on behalf of Plaintiff. In addition, the BWC is entitled to future costs, currently calculated at \$43,403.03.

Ohio Revised Code sections 4123.93 and 4123.931 create an independent right of recovery in favor of a statutory subrogee, in this case the BWC, against a third party who is or may be liable to the Plaintiff for her injuries. As Taylor's workers' compensation benefits provider at the time of her accident on September 19, 2018, the BWC's interests in this lawsuit are aligned with those of Plaintiff Taylor, not with the named Defendant. As such, the BWC should be denominated as a plaintiff, not as a defendant.

### **II. THE BUREAU SHOULD BE REALIGNED AS A PARTY PLAINTIFF**

Rule 21 of the Ohio Rules of Civil Procedure addresses the misjoinder and non-joinder of parties. While not specifically stated in the rule itself, the Court has the power pursuant to Rule 21 to realign a party defendant as a plaintiff when the interests of the nominal defendant and the plaintiff coincide.

In *New Artesian CR/PL v. Ohio Mini-Melt*, Stark County App. No. 98-CA-0004, 1998 Ohio App. LEXIS 3108 (Ohio Ct. App., Stark County June 15, 1998), the Stark County Common Pleas

Court granted a self-insuring employer's motion to realign it as a party-plaintiff in a third-party tortfeasor case under the previous version of Ohio's workers' compensation subrogation statute. The self-insuring employer was the subrogee and participated as a "party-plaintiff" throughout the litigation.

In the present case, the BWC is a party to the case because it is a subrogee to Ms. Taylor's claims in tort against the named defendant. A cursory review of Plaintiff's Complaint reveals that the BWC should not be listed as a defendant. Plaintiff's claims are directed solely at the named defendant, and not against the BWC. Because the BWC and the Plaintiff have similar interests, realignment of the parties is appropriate. The BWC is attaching a copy of its proposed Judgment Entry ordering realignment of the parties and its proposed Complaint as a named party plaintiff as Exhibits to this motion.

### **III. CONCLUSION**

For the foregoing reasons, Defendant Ohio Bureau of Workers' Compensation's Motion for an Order realigning the parties and allowing the BWC to file its Complaint as a named party plaintiff should be granted.

Respectfully submitted,

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**



Andrew D. Bowers (0071486)  
ANDY BOWERS & ASSOCIATES LLC  
As Special Counsel for the Attorney General  
612 Park Street Suite 300  
Columbus, Ohio 43215  
(614) 220-5330 Telephone  
(614) 220-7903 Facsimile  
abowers@andybowerslaw.com


**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and accurate copy of the foregoing was served on the 15th day of September 2020, via electronic and/or U.S. regular mail upon the following:

Anna Christine  
Andrew Trice  
10 West Broad Street, Suite 1170  
Columbus, Ohio 43215  
ac@oal-law.com  
*Attorney for Plaintiff Dashon Taylor*

David W. Mangeni  
284 Ware Street  
Mansfield, Massachusetts 02048  
*Defendant*

FedEx Ground Package System  
CT Corporation System  
4400 Easton Commons Way, Suite 125  
Columbus, Ohio 43219  
*Defendant*



Andrew D. Bowers (0071486)